

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
SOUTHERN DIVISION

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UNITED STATES OF AMERICA,

CR 18-40144-02

Plaintiff,

FACTUAL BASIS STATEMENT

vs.

JAMES AYUR GARANG,  
a/k/a "Ayur," a/k/a "Mike,"

Defendant.

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The Defendant states that the following facts are true, and the parties agree that they establish a factual basis for the offense to which the Defendant is pleading guilty pursuant to Fed. R. Crim. P. 11(b)(3):

My name is James Ayur Garang.

Beginning on an unknown date and continuing until on or about October 2018, I, along with at least one other person, reached an agreement or came to an understanding to distribute 500 grams or more of a mixture of a substance containing methamphetamine in the District of South Dakota.

I voluntarily and intentionally joined in the agreement or understanding to distribute methamphetamine.

At the time that I joined the agreement or understanding to distribute methamphetamine, I knew the purpose of the agreement or understanding.

While I was actively involved in furthering the purpose of the agreement or understanding, I could foresee that the quantity of methamphetamine

involved in the agreement or understanding exceeded 500 grams of methamphetamine.


During my involvement, I was provided methamphetamine from a co-conspirator for redistribution in South Dakota. My co-conspirator was aware, based on conversations, that the methamphetamine supplied to me would be distributed to drug customers in South Dakota.

In this manner, I assisted my co-conspirator in distributing 500 grams or more of methamphetamine, all in violation of 21 U.S.C §§ 841 (a)(1) and 846.

As part of my conduct in the conspiracy, law enforcement executed a search warrant at an apartment associated with me. Inside the apartment, law enforcement located approximately 900 grams of methamphetamine.

The parties submit that the foregoing statement of facts is not intended to be a complete description of the offense or the Defendant's involvement in it. Instead, the statement is offered for the limited purpose of satisfying the requirements of Fed. R. Crim. P. 11(b)(3). The parties understand that additional information relevant to sentencing, including additional drug quantities, may be developed and attributed to the Defendant for sentencing purposes.

8/29/19  
Date

  
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Tamara Nash  
Special Assistant United States Attorney

8-27-19

Date

James A.

James Ayur Garang  
Defendant

8/27/19

Date

Seth M. Klentz

Seth M. Klentz  
Attorney for Defendant